

**Pleasant Grove City  
City Council Meeting Minutes  
Regular Session  
May 18, 2021  
6:00 p.m.**

Mayor: Guy L. Fugal

Council Members: Dianna Andersen  
Brent Bullock  
Eric Jensen  
Todd Williams

Staff Present: Scott Darrington, City Administrator  
Deon Giles, Parks Director  
Marty Beaumont, Public Works Director  
Kyler Ludwig, HR Director  
Mike Roberts, Police Chief  
Drew Engemann, Deputy Fire Chief  
Sheri Britsch, Library Director  
Daniel Cardenas, Community Development Director  
Kathy Kresser, City Recorder  
Denise Roy, Finance Director  
Tyler Wilkins, Recreation Director

Excused: Cyd LeMone, Council Member  
Tina Petersen, City Attorney

The City Council and staff met in the Community Room, 108 South 100 East, Pleasant Grove, Utah.

---

**6:00 P.M. REGULAR CITY COUNCIL MEETING**

**1) CALL TO ORDER**

Mayor Guy Fugal called the meeting to order and stated that all Council Members were present with the exception of Cyd LeMone.

**2) PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Recreation Director, Tyler Wilkins.

3) **OPENING REMARKS**

The opening remarks were offered by Public Works Director, Marty Beaumont.

4) **APPROVAL OF MEETING AGENDA**

**ACTION:** Council Member Jensen moved to approve the meeting agenda. Council Member Williams seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, and Williams voting “Aye”.

5) **OPEN SESSION**

*Jeff Brimhall* asked that the City Council reconsider agenda item number 9F regarding Ordinance (2021-12), Code Section 10-9A-10, Building Height in a Rural Residential Zone. He stated that changes to topography need to be considered when measuring building heights. He cited an example of two houses that are side-by-side on flat land with 35 feet in front. One has a walkout basement on the back, which would result in an average height greater than 35 feet. To meet the 35-foot requirement it would be necessary to lower the height of the home to compensate for the walkout basement in the back. He stated that the Code change is inconsistent. R1-9 allows for an exception with a Conditional Use Permit. He felt that the Code change was rushed and reactionary. The change was made while in active discussion concerning his specific project and without him being noticed. He was informed that he is not vested in the former Code. He considered the Code change to be unfair because it occurred while discussions with the current project owner were still ongoing. He suggested that that be taken into consideration in the future.

*Jeremy Beckham*, Executive Director of Utah Animal Rights Coalition, expressed concern with the North Utah Valley Animal Shelter. It is one of only four animal shelters across the United States that uses a carbon monoxide gas chamber to euthanize dogs and cats. This is a method that has been determined to be inhumane and more costly than euthanasia by injection. He described the horrific process and archaic nature of gas chamber use. He noted that the Shelter Director is unwilling to make changes. Communications to this effect were sent to all municipalities that have a contract with the shelter including Alpine, Highland, and Orem. He would like language added to be consistent with the American Veterinary Association’s most recent guidelines on euthanasia that recommends it be done by barbiturate injection only.

There were no further public comments. The Open Session was closed.

6) **CONSENT ITEMS**

- A. **City Council Minutes:**  
**City Council Minutes for the April 13, 2021, Meeting.**  
**City Council Minutes for the April 27, 2021, Special Meeting.**

**B. To Consider Approval of Payment Approval Reports for May 6, 2021.**

**ACTION:** Council Member Jensen moved to APPROVE the Consent Items. Council Member Bullock seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, and Williams voting “Aye”.

**7) BOARD, COMMISSION, COMMITTEE APPOINTMENTS**

There were no appointments.

**8) PRESENTATIONS**

**A. Recognition of Principal Steve Stewart’s Service as Pleasant Grove High School Principal.**

Principal Stewart reported that he is retiring after 35 years of teaching at the middle and high school level. He spent 30 years of his career in Pleasant Grove, beginning in 1991 as an Assistant Principal. He expressed his appreciation to the Council for their support and resources. He applauded the community’s support and event attendance. He also thanked doTERRA for creating the Choose Kindness initiative.

Council Member Jensen brought up the point that Choose Kindness began five years ago and kicked off the Discovery Park rebuild. He commended Principal Stewart for his compassion and love for the community and his participation in the initiative. He honored his leadership and thanked him.

Council Member Williams thanked for Principal Stewart for his support. He cited the example of Principal Stewart’s support of the Drill Team. He wished him well in the future and thanked him for his friendship and leadership.

Council Member Andersen commented that her children learned a lot and she felt they were supported.

Council Member Bullock became nostalgic in that he attended the school the second year after it was built. He thanked Principal Stewart and stated that he has upheld the tradition of making it a wonderful school.

Principal Stewart served as Assistant Principal at Pleasant Grove Junior High in 1991. Mayor Fugal recounted the discussion that took place regarding Principal Stewart’s hiring. He asked about his future plans. Principal Stewart stated that because he has been so busy the past five years and also due to the COVID-19 pandemic, he had not yet weighed his possibilities. He hoped to read, spend time with his grandchildren, and do some fly fishing. The Mayor wished him well.

9) **PUBLIC HEARING ITEMS**

**A. Public Hearing to Consider for Adoption a Resolution (2021-018) Adjusting and Amending the Revenues and Expenditures of the 2020/2021 Fiscal Year Budget. Presenter: Director Roy.**

Finance Director, Denise Roy, addressed approximately \$2 million in capital projects and asked that it be moved out of the General Fund and into the Capital Improvement Fund. It was pointed out that the Engineering and Public Works Departments estimated the cost of the Veteran's Memorial Park sidewalk at \$85,000. There is currently a shortage of \$2,000 but some projects will come in at a lower cost. This should be done by the end of the fiscal year as it counts toward the 25% allowable fund balance. She discussed the \$325,000 needed for cemetery expansion. CARE tax funds will be used to finish the Veteran's Memorial Park Pickleball Courts. Also, \$157,000 needs to be appropriated to the Sewer Fund. If the money is not used, it will go back to Fund Balance.

Mayor Fugal opened the public hearing. There were no public comments. The public hearing was closed.

**ACTION:** Council Member Bullock moved to adopt Resolution 2021-018 adjusting and amending revenues and expenditures for the FY 2021 Budget. Council Member Williams seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, and Williams voting "Aye".

**B. Public Hearing to Consider for Adoption an Ordinance (2021-15) Permanently Closing and Abandoning Approximately 1,197 Square Feet of Right-of-Way Located at Approximately 900 West 700 South. (SAM WHITE'S NEIGHBORHOOD) Presenter: Director Beaumont.**

Public Works Director, Marty Beaumont, gave a presentation regarding the 700 South project. He reported that a small sliver along the project roadway has an existing jagged right-of-way. A road needs to be built alongside it. The property owner asked the City to abandon the property so that it could be included in the overall property. The project has a new property owner. The larger parcel was sold. The extension of 1300 West will come through and tie into North County Boulevard. Four lots were proposed.

Mayor Fugal opened the public hearing. There were no public comments. The public hearing was closed.

**ACTION:** Council Member Andersen moved to adopt Ordinance 2021-15, permanently closing and abandoning approximately 1,197 square feet of right-of-way located at approximately 900 West 700 South. Council Member Bullock seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, and Williams voting "Aye".

10) **ACTION ITEMS READY FOR VOTE**

- A. To Consider for Approval a Site Plan for a Two-Story Professional Office Building on Property Located at Approximately 220 South 2500 West in The Grove Zone – Mixed Housing Subdistrict. (SAM WHITE’S LANE NEIGHBORHOOD) (Chad Nielson, Applicant. *Presenter: Director Cardenas.***

Community Development Director, Daniel Cardenas, identified the location of the interchange and stated that the project will be located on the westernmost corner of the City. The proposed location was identified on a map displayed. The surrounding uses were identified. The applicant is proposing a 9,000 square-foot two-story office building. The project was reviewed by the Planning Commission who determined that the project meets all of the zoning requirements. The building was to be placed in the western corner of the property. The applicant will landscape the area and provide adequate parking for the project.

**ACTION:** Council Member Jensen moved to APPROVE the site plan for a two-story professional office building on property located at approximately 220 South 2500 East in The Grove Zone – Mixed Housing Subdistrict. Council Member Bullock seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, and Williams voting “Aye”.

- B. To Consider for Adoption a Resolution (2021-019) Authorizing the Mayor to Enter into a Cooperative Agreement with the Utah Department of Transportation (“UDOT”) for the Safe Route to School Program at Valley View Elementary, for Sidewalk Improvements Located on Loader Avenue from 300 South to 500 South, Pleasant Grove, Utah, on the West Side of the Roadway for Approximately 365 Feet and Provide an Effective Date. *Presenter: Director Beaumont.***

Public Works Director, Marty Beaumont, reported on the City’s Safe Routes to School Program and stated that in 2017, the City submitted a request with UDOT for a sidewalk on 200 South and 300 South on 400 East. The \$100,000 project was funded. He said that they were going to submit to get funding for sidewalk on Loader Ave from 300 S to 500 S at the same time but decided to wait. New development in the area resulted in increased traffic and students walking to school along the road they decided to go ahead and submit to UDOT for safe sidewalk. UDOT agreed that it was a valuable project and granted approval. The application process was described, and he noted that schools can submit for application as well as the City. It was noted that curb, gutter, and sidewalk will be installed.

**ACTION:** Council Member Williams moved to ADOPT Resolution 2021-019, authorizing the Mayor to enter into a Cooperative Agreement with the Utah Department of Transportation for the Safe Route to School Program at Valley View Elementary, for sidewalk improvements located on Loader Avenue from 300 South to 500 South, Pleasant Grove, Utah, on the west side of the roadway for approximately 365 feet and provide an effective date. Council Member Andersen seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, and Williams voting “Aye”.

**C. To Consider for Adoption a Resolution (2021-020) Authorizing the Mayor to Enter into a Sewer Line Extension Agreement with Amsource Pleasant Grove SPE, LLC and Provide an Effective Date. *Presenter: Director Beaumont.***

Director Beaumont reported that staff is currently working on a project that involves going beneath the road. The last sewer lift station was being abandoned and they will pursue a gravity pull. It was noted that the easement is located on property that is owned by Amsource. To get the water to gravity pull they need to connect to the sewer line, which then becomes a public sewer line. The City will take on the responsibility of the sewer line through the development and add the additional sewer load into the line. The agreement essentially provides the City with an easement and a sewer line to maintain.

**ACTION:** Council Member Anderson moved to ADOPT Resolution 2021-020 authorizing the Mayor to enter into a Sewer Line Extension Agreement with Amsource Pleasant Grove SPE, LLC and provide an effective date. Council Member Bullock seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, and Williams voting “Aye”.

**D. To Consider Awarding Allied Underground Technologies the FY 2021 100 West Sewer Improvement Project Bid in the Amount of \$503,840.98 and Authorize the Mayor to Sign the Notice to Proceed and the Agreement Upon Receipt and Approval of the Final Contract Documents. *Presenter: Director Beaumont.***

Director Beaumont reported that a number of years ago the line on 100 West was upsized. The request involves the extension and finalization of the existing sewer line. The existing sewer line needs to be upsized to serve the needs of the City. They are also proposing to enlarge the line from 200 South. The low bid submitted includes the Bid and Additive for a total of \$503,840.98. This amount was being included as a budget amendment.

**ACTION:** Council Member Jensen moved to AWARD Allied Underground Technologies the FY 2021 100 West Sewer Improvement Project Bid in the amount of \$503,840.98 and authorize the Mayor to sign the Notice of Award the Notice to Proceed and the Agreement upon receipt and approval of the final contract documents. Council Member Williams seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, and Williams voting “Aye”.

**E. To Consider for Adoption a Resolution (2021-021) Authorizing the Mayor to Sign an Agreement for Mutual Aid and Mobile Force Support Between Various Local Government Agencies in Utah and Wasatch Counties and Pleasant Grove City to Provide Mutual Aid Assistance in Instances of Civil Unrest and Provide an Effective Date. *Presenter: Chief Roberts.***

Police Chief, Mike Roberts, reported that the Agreement is the fee for Pleasant Grove’s portion of a Major Public Order Unit. It was created for agencies in Utah and Wasatch Counties and includes

officers from all agencies who train together to respond to civil unrest and riots. The fee is based on population and covers the City's portion of the training. The cost is \$7,757.52 and was included in the recent budget amendment that was passed. In response to a question raised, Chief Roberts stated that the unit is controlled by a board.

**MOTION:** Council Member Williams moved to ADOPT Resolution 2021-021 authorizing the Mayor to sign an Agreement for Mutual Aid and Mobile Force Support between various local government agencies in Utah and Wasatch Counties and Pleasant Grove City to provide mutual aid assistance in instances of civil unrest and provide an effective date. Council Member Bullock seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, and Williams voting "Aye".

11) **ITEMS FOR DISCUSSION**

**A. Continued Items from the Work Session, If Needed.**

12) **REVIEW AND DISCUSSION OF THE JUNE 1, 2021, CITY COUNCIL MEETING AGENDA**

Administrator Darrington reported that the June 1 work session agenda is very full. New employees will be introduced and UDOT will make a presentation on the latest improvements proposed for the interchange. Director Cardenas will present his latest work on the Downtown Zone and discuss the potential changes. The Victim Advocate will also make a presentation. During the regular meeting, a public hearing will be held on the budget. The final budget will be adopted on June 22. The Planning and Engineering Departments will also be presenting to the Council. In June, City Council Meetings will be held on June 1 and 22.

Administrator Darrington reported that the portrait done by Eric Dowdle for the City will be unveiled on June 8 at 12:00 p.m. Businesses and others who are in the painting will be invited to be present. On June 12 after the breakfast, there will be a ribbon-cutting at 11:00 a.m. for the Pickleball Courts.

HR Director, Kyler Ludwig, reported that the Employee Recognition Luncheon is scheduled for Tuesday, May 25 at 12:00 p.m. at the Fire Station. The City Council was asked to help cook and serve.

13) **STAFF BUSINESS**

Chief Roberts presented Use of Force statistics from the previous year. In 2020, the Pleasant Grove Police Department had 21,788 documented contacts with the community. Force was used on 10 occasions or .000458% of the time it came in contact with the community. He explained that there is a huge difference between what people think is happening and what is actually taking place. Council Member Williams stated that he served on the Use of Force Board for the County.

Library Director, Sheri Britsch, reported that the Memorial Day Program is scheduled for May 31 at 9:00 a.m. Mayor Fugal will be the guest speaker.

Director Beaumont stated that staff has been working on the Manila pond and over the past few years staff has observed additional growth of moss. They drained the pond in an effort to address moss and odor issues. They worked with a professional on how to treat the moss and were informed that a substantial amount of chemicals need to be used to kill the moss, which will also kill the fish. The pond is divided into two areas and there is a clay dam between the two. The larger portion of the pond has been dropped down below the level of the clay dam and has been treated with a chemical used to treat drinking ponds. It is not harmful to humans or animals. The fish will be caught and transported to the other pond. The work was to be done the following day and will take about one week to complete. No problems were expected with the irrigation.

Work on the Pickleball Courts was ongoing. The work was expected to be completed in time for Strawberry Days. Work on the tennis courts was underway.

Director Cardenas reported that at the end of each week he receives information showing all of the business from the week and special events that took place. The new employee is keeping that going and using a similar format for the Code Enforcement spreadsheet. Currently, staff was working on 300 cases of which 80% are closed. Progress being made on Evermore was acknowledged. The new employee was commended for the excellent work being done.

Parks Director, Deon Giles, reported on the Cemetery expansion and stated that there was concern raised about Memorial Day and the two westbound roads being shut down due to construction. Visitors were expected to be able to enter from 800 North. The intent was to put the road base down where the old road was for Memorial Day and then remove it afterward. There were concerns about congestion. Director Giles noted that the lights are up across Main Street and should be turned on tonight at 8:00 p.m.

Recreation Director, Tyler Wilkins, commended the Funshine Preschool staff who have done a wonderful job. Over the weekend there was a baseball tournament with 42 teams. All proceeds were to go to local autism causes. Council Member Bullock remarked that it was a great atmosphere.

Mayor Fugal inquired about the status of hiring for the summer. Director Wilkins stated that it is difficult to get people to apply for jobs that pay \$8 to \$9 per hour. The plan was to open the pool on the last day of school.

Deputy Fire Chief, Drew Engemann, reported that the Fire Department is fully staffed and doing well. They will be ready for Strawberry Days with the plan being to have Joe in the parade. The new engine was expected to be received in January or February. They were still waiting to hear about the new ambulance. The Firemen's Breakfast was scheduled for June 12 and the 5k Run on June 19.

14) **MAYOR AND COUNCIL BUSINESS.**



Council Member Jensen reported that he met with Verda who recently celebrated her 104<sup>th</sup> birthday. She was very energetic and had five generations with her. He noted that she was named the unofficial Grandmother of Pleasant Grove City and acknowledged as the oldest resident of the City.

Mayor Fugal thanked everyone who participated in the City-wide cleanup. He questioned whether there was interest in doing another in the fall. The cost was estimated at \$20,000 per event and considered to be worthwhile. Council Member Bullock stated that on multiple occasions he observed people helping each other. Council Member Andersen stated that if it is determined that a specific area needs or wants a bin that one be placed there. Administrator Darrington wanted to give that more thought but liked the concept.

**15) SIGNING OF PLATS.**

There were no plats to be signed.

**16) REVIEW CALENDAR.**

- A ribbon-cutting was scheduled for Ace Recycling at 10:00 a.m. on May 20.
- On May 28 the Chamber of Commerce will be sponsoring a Concert in the Park with food trucks.
- On June 12 there will be Strawberry Days Concert featuring Ryan Shupe.

**17) ADJOURN.**

**MOTION:** Council Member Jensen moved to ADJOURN the meeting at 7:26 p.m. Council Member Andersen seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, and Williams voting “Aye”.

The City Council minutes of May 18, 2021, were approved by the City Council on June 1, 2021.

  
Kathy T. Kresser, MMC

City Recorder

*(Exhibits are in the City Council Minutes binders in the Recorder's office.)*

